

**401 KAR 63:015. Flares.**

NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION CABINET  
Department for Environmental Protection  
Division for Air Quality

Relates to: KRS Chapter 224

Pursuant to: KRS 13.082, 224.033

Necessity and Function: KRS 224.033 requires the Department for Natural Resources and Environmental Protection to prescribe regulations for the prevention, abatement, and control of air pollution. This regulation provides for the control of flares.

**Section 1. Applicability.** The provisions of this regulation are applicable to each affected facility which means flares as defined in Section 2.

**Section 2. Definitions.** Terms used in this regulation not defined herein shall have the meaning given to them in 401 KAR 50:010.

- (1) "Classification date" means April 9, 1972.
- (2) "Flare" means a device at the tip of a stack or other opening used for the disposal of waste gas stream by combustion.

**Section 3. Standard for Particulate Matter.**

No person shall cause, suffer, or allow the emission into the open air of particulate matter from any flare which is greater than twenty (20) percent opacity for more than three (3) minutes in any one (1) day.

Effective Date: June 6, 1979

	Date Submitted to EPA	Date Approved by EPA	Federal Register
Original Reg	JUN 29, 1979	DEC 24, 1980	45 FR 84999